

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON**

In Re:

LLS AMERICA, LLC,

Debtor.

BRUCE P. KRIEGMAN, solely in his
capacity as court-appointed Chapter 11
Trustee for LLS America LLC,

Plaintiff,

v.

OLD ORCHARD CAMPGROUND,

Defendant.

US District Case No. 12-CV-445-RMP

Bankruptcy No. 09-06194-PCW11

Adversary No. 11-80196 -PCW 11

DEFAULT JUDGMENT

This Court having previously entered an Order of Default against Defendant Old Orchard Campground (Ct. Rec. 14), and having reviewed the previously filed Memorandum of Authorities (Ct. Rec. 12), and the Affidavits of Curtis Frye and Daniel J. Gibbons in Support of Plaintiff's Motion for Default Judgment filed herewith, and being fully advised in the premises,

DEFAULT JUDGMENT- 1

1 **IT IS HEREBY ORDERED, ADJUDGED AND DECREED** that the Plaintiff,
2 Bruce P. Kriegman, solely in his capacity as court-appointed Chapter 11 Trustee for LLS
3 America, LLC, shall have a judgment against the Defendant Old Orchard Campground,
4 as follows:

5 1. Monetary Judgment in the amount of CAD \$103,752.33, pursuant to 11
6 U.S.C. § 550 and RCW 19.40.071;

7 2. Transfers in the amount of CAD \$103,752.33 made to the Defendant
8 within four years prior to the Petition Filing Date are hereby avoided and Plaintiff
9 may take all necessary action to preserve the same, pursuant to 11 U.S.C. §§ 544,
10 550, 551 and 548(a) and (b) and RCW 19.40.041(1) and (2) and RCW 19.40.071;

11 3. All said transfers to Defendant Old Orchard Campground are hereby
12 set aside and Plaintiff shall be entitled to recover the same, or the value thereof,
13 from Defendant Old Orchard Campground for the benefit of the estate of LLS
14 America, pursuant to 11 U.S.C. §§ 544, 550 and 551;

15 4. All proofs of claim of the Defendant which have been filed or
16 brought or which may hereafter be filed or brought by, on behalf of, or for the
17 benefit of Defendant Old Orchard Campground or its affiliated entities, against
18 the Debtor's estate, in this bankruptcy or related bankruptcy proceedings, are
19 hereby disallowed and subordinated to the monetary judgment granted herein and
20 Defendant Old Orchard Campground shall not be entitled to collect on its proof of
21 claim (Claim No. 425-1) until the monetary judgment is satisfied by Defendant
22 Old Orchard Campground in full, pursuant to 11 U.S.C. §§ 502(d), 510(c)(1) and
23 105(a);
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DEFAULT JUDGMENT- 2

{S0685344; 1 }

Entered this 28th day of August 2013.

DEFAULT JUDGMENT- 3